

Patrick L. Deedon, State Bar No. 245490  
Tracey A. Werner, State Bar No. 315876

**MAIRE & DEEDON**

2851 Park Marina Drive, Suite 300  
Redding, CA 96001-2813  
(530) 246-6050 / 246-6060 (fax)

[pdeedon@maire-law.com](mailto:pdeedon@maire-law.com)

[twerner@maire-law.com](mailto:twerner@maire-law.com)

**Attorneys for Defendants,**  
COUNTY OF SISKIYOU,  
CHRIS STOCK, and RICHARD EVANS

Derick E. Konz, SBN 286902  
Jacob J. Graham, SBN 340295

**ANGELO, KILDAY & KILDUFF, LLP**

601 University Avenue, Suite 150  
Sacramento, California 95825  
(916) 564-6100 / (916) 564-6263

[dkonz@akk-law.com](mailto:dkonz@akk-law.com)

[jgraham@akk-law.com](mailto:jgraham@akk-law.com)

**Attorneys for Defendants,**  
CITY OF MT. SHASTA, SERGEANT MOORE and  
OFFICER CASANOVA

Philip J. Kaplan, SBN 135735  
**LAW OFFICES OF PHILIP J. KAPLAN**

3278 Wilshire Blvd., Suite 106  
Los Angeles, California 90010  
(213) 820-2874

[philipkaplanlaw@gmail.com](mailto:philipkaplanlaw@gmail.com)

**Attorneys for Plaintiffs,**  
RENEE KLEP and A.K.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

RENEE KLEP, individually and as  
successor-in-interest to DARIN  
KLEP, DECEDENT; A.K. a  
minor by her guardian Ad Litem,  
RENEE KLEP,

CASE NO.: 2:23-CV-00274-WBS-DB

**STIPULATION AND ORDER TO  
MODIFY SCHEDULING ORDER  
[DOCUMENT 33]**

Plaintiffs,

vs.

COUNTY OF SISKIYOU; CITY OF  
MT. SHASTA, a Municipal entity; CHRIS  
STOCK, an individual; RICHARD EVANS,  
an individual; WALTER MOORE, an  
individual; and JUAN CASANOVA, an  
individual

Defendants.

**IT IS HEREBY STIPULATED** by and among the Plaintiffs, RENEE KLEP and A.K.  
(hereinafter referred to as the “PLAINTIFFS”), and Defendants, COUNTY OF SISKIYOU,  
CITY OF MT. SHASTA, CHRIS STOCK, RICHARD EVANS, WALTER MOORE, and JUAN  
CASANOVA (hereafter collectively referred to as the “DEFENDANTS”), who may be  
collectively referred to as the “PARTIES,” through their respective counsel of record, as  
follows:

WHEREAS counsel for the PARTIES met and conferred by email and telephone on  
several occasions, prior to execution of this stipulation, concerning the status of settlement  
discussions, discovery and anticipated timeline for completion of remainder of both expert and  
non-expert discovery;

{00287415;1}

1 WHEREAS the PARTIES attended a settlement conference before Chief Magistrate  
2 Judge Carolyn Delaney on December 9, 2024. The case did not settle at that time;

3 WHEREAS, after the above first session, counsel conferred and agreed to return for a  
4 second settlement conference session with Magistrate Judge Delaney;

5 WHEREAS a further settlement conference with Magistrate Judge Delaney is now set for  
6 April 9, 2025 [DOCUMENT 32];  
7

8 WHEREAS the parties have discussed and have informally agreed, in light of the April 9  
9 settlement conference and in order to conserve resources/expenses regarding expert reports and  
10 expert discovery, etc., to stay further discovery and expert work pending the April 9 settlement  
11 conference (currently, the PARTIES' expert disclosures are due April 7, 2025);  
12

13 WHEREAS counsel for the PARTIES agree that additional time is needed to complete  
14 the remaining expert, and non-expert, discovery, and have stipulated to extend all pre-trial  
15 deadlines by ninety (90) days. Specifically, DEFENDANTS reserve their right to take the  
16 deposition of Plaintiff RENEE KLEP and any other depositions (fact and/or expert) they believe  
17 necessary, while PLAINTIFFS reserve their right to depose further witnesses (fact and/or  
18 expert); and  
19

20 WHEREAS should this matter settle on or about April 9, 2025, the parties agree that at  
21 least a 90-day period may be necessary to allow for the municipal entities to approve any  
22 settlement, as well as allowing time for the execution of settlement agreements and  
23 PLAINTIFFS' motion to approve minor's compromise.  
24

25 IT IS HEREBY STIPULATED AND AGREED by and among the PARTIES that the  
26 existing pretrial scheduling order, electronically filed as Document 24, shall be modified and the  
27 deadlines stated therein shall be amended as follows:  
28

{00287415;1}

- 1           1. The parties shall disclose experts and produce reports in accordance with FRCP  
2           26(a)(2) by no later than July 7, 2025.
- 3           2. The parties shall disclosure rebuttal experts and reports in accordance with FRCP  
4           26(a)(2) on or before August 6, 2025.
- 5           3. Discovery to be completed by September 2, 2025. All motions to compel discovery  
6           must be noticed on the magistrate judge's calendar in accordance with the local rules  
7           of this court and so that such motions may be heard (and any resulting orders obeyed)  
8           not later than September 2, 2025.
- 9           4. All motions, except motions for continuances, temporary restraining orders, or other  
10          emergency applications, shall be filed on or before November 3, 2025. All motions  
11          shall be noticed for the next available hearing date.
- 12          5. The final pretrial conference currently scheduled for November 3, 2025, shall be  
13          taken off calendar and reset for February 3, 2026, at 1:30 p.m. in Courtroom No. 5.
- 14          6. The jury trial currently set for January 27, 2026, at 9:00 a.m., shall be taken off  
15          calendar and reset for April 28, 2026, at 9:00 a.m.

16           *[Signatures to follow on next page.]*

17           ///

1 Dated: \_\_\_\_\_ **MAIRE & DEEDON**

2  
3 /s/ Tracey A. Werner  
4 PATRICK L. DEEDON  
5 TRACEY A. WERNER  
6 Attorneys for Defendants,  
7 COUNTY OF SISKIYOU,  
8 CHRIS STOCK AND RICHARD EVANS

9 Dated: \_\_\_\_\_ **ANGELO, KILDAY & KILDUFF, LLP**

10 /s/ Derick E. Konz  
11 DERICK E. KONZ  
12 JACOB J. GRAHAM  
13 Attorneys for Defendants,  
14 CITY OF MT. SHASTA, SERGEANT MOORE,  
15 OFFICER CASANOVA

16 Dated: \_\_\_\_\_ **LAW OFFICES OF PHILIP J. KAPLAN**

17 /s/ Philip J. Kaplan  
18 PHILIP J. KAPLAN  
19 Attorneys for Plaintiffs,  
20 RENEE KLEP and A.K.

21 [Order to follow on next page.]

22 ///

**ORDER**

Having reviewed the Parties' stipulation, and good cause appearing therefor,

**IT IS HEREBY ORDERED:**

The Parties' STIPULATION AND ORDER TO MODIFY THE SCHEDULING ORDER [DOCUMENT 33] is approved as an Order of this Court. The existing Scheduling Order, electronically filed as Document 24, is hereby modified and the deadlines stated therein shall be amended as follows:


1. The parties shall disclose experts and produce reports in accordance with FRCP 26(a)(2) by no later than July 7, 2025.
2. The parties shall disclosure rebuttal experts and reports in accordance with FRCP 26(a)(2) on or before August 6, 2025.
3. Discovery to be completed by September 2, 2025. All motions to compel discovery must be noticed on the magistrate judge's calendar in accordance with the local rules of this court and so that such motions may be heard (and any resulting orders obeyed) not later than September 2, 2025.
4. All motions, except motions for continuances, temporary restraining orders, or other emergency applications, shall be filed on or before November 3, 2025. All motions shall be noticed for the next available hearing date.
5. The final pretrial conference currently scheduled for November 3, 2025, shall be taken off calendar and reset for **February 9, 2026, at 1:30 p.m.** in Courtroom No. 5.

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1           6. The jury trial currently set for January 27, 2026, at 9:00 a.m. shall be taken off  
2           calendar and reset for **April 28, 2026 at 9:00 a.m.**

3  
4       Dated: April 2, 2025

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE